# **Exhibit C**

# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH CAROLINA

### **GREENVILLE DIVISION**

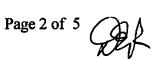
Wesley S. Mullinax, Billy Wesley Owen  Addis, William D. Smith, Jr., and John T.  Out all individually and an habel of all	Civil Action No. 6:12-cv-01405-TMC
Cox, all individually and on behalf of all	
other similarly situated individuals, ) Plaintiffs, )	AFFIDAVIT OF PLAINTIFFS' COUNSEL, DAVID E. ROTHSTEIN
vs.	
Parker Sewer & Fire Subdistrict,	
Defendant. )	
STATE OF SOUTH CAROLINA )	
COUNTY OF GREENVILLE )	

PERSONALLY appeared before me David E. Rothstein, who, after being duly sworn, deposes and states the following:

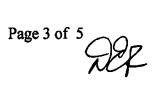
- 1. My name is David E. Rothstein. I am older than eighteen years of age. The statements in this Affidavit are based upon my own personal knowledge.
  - 2. I am counsel for Plaintiffs in the above-captioned case.
- 3. I am an attorney in good standing and have been licensed to practice law by the State of South Carolina since November 15, 1993, and by the State of North Carolina since April 11, 2008. I am also admitted to practice before the United States District Court for the District of South Carolina, the United States District Court for the Western District of North Carolina, the United States District Court for the Middle District of North Carolina, United States Court of Appeals for

the Fourth Circuit, and the United States Supreme Court.

- 4. I graduated <u>cum laude</u> from the University of South Carolina School of Law on May 14, 1993, where I was Editor in Chief of the <u>South Carolina Law Review</u>, a member of the Order of the Coif, and a member of the Order of the Wig and Robe.
- 5. Upon graduation from law school, I served as a judicial law clerk to the Hon. Joseph F. Anderson, Jr., United States District Court Judge for the District of South Carolina, from August 1993 to August 1995. Thereafter, I served as a judicial law clerk to the Hon. Robert F. Chapman, then Senior United States Circuit Court Judge for the Fourth Circuit Court of Appeals, from August 1995 to October 1996.
- 6. I worked as an associate attorney at the law firm of Nexsen Pruet Jacobs & Pollard, LLP, in Columbia, South Carolina, from October 1996 to January 1999, where the majority of my practice involved employment law. While employed at the Nexsen Pruet firm, I represented both employers and employees in employment litigation and appeals.
- 7. I worked as an associate attorney at the law firm of Gergel Nickles & Solomon, P.A., in Columbia, South Carolina, from January 1999 to June 30, 2005, where the majority of my practice involved employment law.
- 8. I was a shareholder in the law firm of Burnette & Rothstein, P.A. from July 1, 2005 until July 31, 2010, when I moved to Greenville and formed Rothstein Law Firm, PA, which is currently a solo practice. Almost all of my current practice involves employment law and litigation.
- 9. I have been a Certified Specialist in Employment and Labor Law since February 2006. Although I primarily represent individual employees in employment-related matters, my firm also represents several small employers in employment-related matters.



- I currently serve as an associate member of the South Carolina Board of Law
   Examiners, which position I have held since January 2007.
- a judicial law clerk to two federal judges. In addition, I have written several articles and made numerous CLE presentations on employment law and related topics. I am a member of the Employment Law Sections of the South Carolina Bar, the South Carolina Trial Lawyers Association, and the National Employment Lawyers Association. I am a past Chair of the Employment and Labor Law Section Council of the South Carolina Bar (2011), and I am currently a member of the Specialization Advisory Board for Employment and Labor Law through the South Carolina Supreme Court Commission on CLE and Specialization.
- 12. Throughout my career, I have been involved in several class actions under Rule 23 of the Federal Rules of Civil Procedure, as well collective actions under the Fair Labor Standards Act. I was involved as trial counsel in the case of <u>Johnson v. Collins</u>, one of the largest class actions in the history of South Carolina, which led to the demise of the video poker industry in South Carolina. I have also handled numerous individual cases and collective actions under the Fair Labor Standards Act for improperly paid overtime.
- 13. The above-captioned case involved substantial investigation and discovery, including taking and defending seven depositions, review of thousands of pages of documents produced by Defendant, along with voluminous computer data regarding payroll, work schedules, time-keeper records, and summaries of fire department run reports for the 3-year period covered by the lawsuit.
- 14. This case has also involved some technical legal issues, which has required substantial legal research and analysis. I have also performed very tedious calculations based on the



time and payroll records from Defendant's Fire Department.

- 15. Attached is a detailed summary of the time I have spent on this case from May 2012 through the date of this Affidavit. I have spent 274.8 hours of time in connection with this case during the approximately 20-month period covered by the lawsuit. I believe that the time recorded on the attached summary is reasonable and was necessary in the prosecution of this case. I anticipate having to spend another 20-30 hours in connection with the final settlement approval process and the distribution of the settlement proceeds.
- 16. Included in the Attachment is a detailed summary of the costs I have expended in connection with this case, which total \$4,935.03 to date. This figure does not include any costs associated with publishing the required information on my law firm's web-site or any costs that might be involved in distributing settlement checks, if not handled directly by Defendant. I have been very careful to keep the expenses in this case as low as possible, and I have not sought advances or reimbursement from the named Plaintiffs, any opt-in members of the Plaintiff class, or any of the members of the Plaintiffs' Steering Committee. I believe that the expenses are reasonable and were necessary in the prosecution of this case.
- 17. In addition, also included in the Attachment is a detailed summary of the time my legal assistant, Lorry Miller, has spent in connection with this case. Ms. Miller has recorded 44.8 hours of time in connection with this case. I believe that a fair hourly rate for a competent legal assistant with Ms. Miller's experience and credentials is \$75.00 per hour.
- 18. My regular hourly rate in employment cases is \$300.00 per hour. I generally anticipate receiving a premium above my normal hourly rate when I take cases on a contingency basis, because of the additional risks involved in taking such cases. I am very selective about what

cases I take on a contingency basis, especially because employment cases are generally difficult and can involve investment of hundreds of hours of time. For individual employment cases, my standard contingency percentage is 33.33% of any recovery prior to filing suit, which increases to 40% after suit is filed. I agreed to handle this case on a one-third contingency fee case, rather than 40%, after commencement of litigation because of the economies of scale involved in representing multiple, similarly-situated Plaintiffs who share common legal and factual issues.

19. As part of the settlement negotiations in this case, I agreed to discount my fee by 10%, to a 30% contingency fee, so that additional money would be available for distribution to class members.

FURTHER AFFIANT SAYETH NOT.

David E. Rothstein

SWORN to and subscribed before me,

this <u>/ 4 day</u> day of January, 2014

Notary Public for South Carolina

My commission expires: 3 29 17



H. Lorraine Miller NOTARY PUBLIC State of South Carolina My Commission Expires March 29, 2017

Date: 01/14/2014

# 12-028

# Mullinax, et al. v. Parker Sewer & Fire Subdistrict

### **Services**

Type	Date	Description	Quantity	Rate	Total
Service	05/14/2012	PC: screening TC with Wesley Mullinax; TC to Wesley Mullinax to schedule consultation date; Entered consultation on calendar; Email to DER confirming consultation set; and Email to Wesley Mullinax with consultation instructions/confirmation.	0.75	\$75.00	\$56.25
Service	05/22/2012	Consultation date - Processed intake paperwork & payment for consultation.	0.50	\$75.00	\$37.50
Service	05/22/2012	Meeting with Wesley Mullinax to discuss possible case; research re: possible claims	2.80	\$300.00	\$840.00
Service	05/23/2012	TC with Wesley Mullinax regarding meeting for opening case; Discussion with DER regarding time for scheduling meeting with Wesley Mullinax; TC to Wesley Mullinax to set meeting with DER; enter date and time on calendar and confirm with DER.	0.50	\$75.00	\$37.50
Service	05/23/2012	Prepare fee agreements and consent forms; review documents from Mr. Mullinax re: Parker Sewer & Fire Dist. policies and procedures; research re: Parker Sewer & Fire Subdistrict; meeting with Mr. Mullinax and Mr. Craft; research re: possible claims	2.50	\$300.00	\$750.00
Service	05/24/2012	Meeting with group of potential plaintiffs; draft fee agreements; work on complaint; research re: FLSA; review documents; e-mail to clients about draft of complaint	6.90	\$300.00	\$2,070.00
Service	05/25/2012	Intake - set-up client files, scanned Consents to Join into system and emailed to DER; Assigned client numbers, entered into client database, created roladex cards; and set up Spreadsheet of Parties to track Consents to Join; and created time log to track my time; and scanned in client documents.	1.00	\$75.00	\$75.00
Service	05/25/2012	E-mail from Mr. Addis; TC to Mr. Mullinax to discuss draft of complaint; TC to Mr. Addis; TC to Mr. Cox; TC to Mr. Smith; finalize complaint; prepare summons, civil coversheet, and Rule 26.01 interrogatory responses; prepare consent forms; file case; e-mail to clients about case; e-mail fee agreements to clients	5.80	\$300.00	\$1,740.00

	6:12-cv	-01405-TMC	Date Filed 01/14/14	Entry Number 38-	5 Page	8 of 23	01/14/2014
Service	05/27/2012	E-mail to Mr. Crites for Mr. Crites	s about case; prepare fee ag	reement and consent form	0.60	\$300.00	\$180.00
Service	05/28/2012	Saved documents file, and filed same case in Case Track Littlefield. Scanned Spreadsheet. Recellittlefield. Saved to and filed, and updat documents on Defeand Chron file note.	ings for Summons, Complair to system, printed copies ou e. Updated Parties Spreadsheking Spreadsheet. Receipt of d., saved to system and entereipt of ECF Filing for Notice of system, printed copies out, ated Parties Spreadsheet. So endant into system; made copies on the system in the copies of the system in t	t, set-up pleading index eet to reflect filing. Entered f Consent to Join for red into Parties of Joinder for Crites & entered in pleading index canned letter serving opies for the cc:, for the file I envelopes for mailing,		\$75.00	\$75.00
Service	05/29/2012	notice of filing cons Mullinax; meeting v letter; review recor mail to plaintiffs ab	w NEF and summons from ir sents forms for Crites and Lit with Mr. Mullinax to discuss of ding of meeting re: new pay out status of case; revise Cr tice form; e-mail from W. Sn	ttlefield; TC from Mr. case; prepare service plan; TC from Mullinax; e- ites fee agreement; e-mail	4.20	\$300.00	\$1,260.00
Service	05/30/2012	TC from Mr. Steph Stephenson call	enson to discuss case; TC to	o Mr. Mullinax about	0.80	\$300.00	\$240.00
Service	05/31/2012	Receive certified m Mullinax about cas	nail card confirming service c	on Parker; TC to Mr.	0.40	\$300.00	\$120.00
Service	05/31/2012	Sewer (served 5/30 system, and sent a fee agreement from	eturn card from certified mail 0/12). Updated Case Trackir an email to DER confirming s m William D. Smith. Scanned et, and emailed DER advisin	ng Sheet, scanned to service. Receipt of signed I in to system, updated	0.50	\$75.00	\$37.50
Service	06/01/2012		nenson about case and extenuspected retaliation	nsion to answer; TC from	0.80	\$300.00	\$240.00
Service	06/04/2012	Prepare and file no	otice of joinder for Wayne Cr	aft	0.30	\$300.00	\$90.00
Service	06/04/2012	office). Updated Pa and scanned to sys ECF. Receipt of E0	t to Join from Wayne E. Craf arties Spreadsheet, scanned stem. Prepared Notice of Joi CF filing. Saved to system. P ndex and filed. Updated Part	to system. Redacted copy inder and e-filed through Printed copy for filing,	0.50	\$75.00	\$37.50
Service	06/05/2012		reement from John T. Cox. S preadsheet, email to DER ad		0.15	\$75.00	\$11.25
Service	06/07/2012	Scanned to system Redacted form and Joinder and e-filed Printed copy for fili	t to Join from Ryan Benton ( n, emailed copy to DER, & pi d scanned to system for filing through ECF. Receipt of EC ng, updated case tracking sh d party & indicate filing.	rinted copy for redacting.  g. Prepared Notice of  F filing. Saved to system.	0.75	\$75.00	\$56.25
Service	06/07/2012	Receive opt-in form	n from Benton; prepare and	file notice of joinder	0.30	\$300.00	\$90.00
Service	06/11/2012	office). Scanned to redacting. Redacte Notice of Joinder a	t to Join for Matthew Scott Cosystem, emailed copy to Deed form and scanned to system ed e-filed through ECF. Recopy for filing, updated Parties	ER, & printed copy for em for filing. Prepared eipt of ECF filing. Saved to		\$75.00	\$37.50

		& indicate filing. TC from Amanda Williams with the Judge Child's office regarding clarification of Consents to Join. Email to DER advising of same.			
Service	06/11/2012	E-mail to Ms. Miller about opt-in forms and certificate of service on Stephenson	0.20	\$300.00	\$60.00
Service	06/12/2012	Letter and Certificate of Service to Thomas L. Stephenson with copies of Notices of Joinder; copies to file, and copy to DER in email. (2) Telephone calls to Amanda Williams at Judge Child's office regarding court procedures for filing Consents to Join - left voicemail message. Emails to and from DER regarding court procedures for filing Consents to Join. ECF filing for Certificate of Service of Notices to Tom Stephenson; Receipt of ECF Filing for Certificate of Service, save to system, print-out, update Pleading Index, and file same. Email from DER regarding Statute 29 USC 216(b). TC to Amanda Williams relaying statute; TC with Matthew Scott Campbell regarding employment dates and updated Parties Spreadsheet.	1.25	\$75.00	\$93.75
Service	06/12/2012	E-mails to and from Ms. Miller about filing opt-in forms (4) and question from Judge Childs's office about processing opt-in forms; TC to Ms. Miller	0.40	\$300.00	\$120.00
Service	06/20/2012	Receipt of ECF filing of Defendant's Answer, saved to system and printed-out copy for filing, updated Pleading Index and filed, and updated Case Tracking Sheet.	0.15	\$75.00	\$11.25
Service	06/20/2012	Receive and review answer and LR 26.01 responses from Parker; e-mail to Mr. Stephenson about case	0.50	\$300.00	\$150.00
Service	06/21/2012	Receipt of ECF filing of Defendant's 26.01s, corrected ECF filing of Defendant's Answer, saved to system, printed-out copies, corrected Pleading Index & filed.	0.15	\$75.00	\$11.25
Service	06/21/2012	Receive NEFs about answer and LR 26.01 respones; review answer; email to Mr. Stephenson about answer and service	0.60	\$300.00	\$180.00
Service	06/22/2012	TC with Wesley Mullinax - sent message to DER.	0.15	\$75.00	\$11.25
Service	06/22/2012	TC to Mr. Mullinax; e-mail from Stephenson about waiver of service issue	0.40	\$300.00	\$120.00
Service	06/25/2012	DER client meeting - greeted guests. Receipt of new Consents to Join for Wyatt, Keeran & Anderson - scanned and saved to system (10). Receipt of ECF filing for Notice of Joinder for Charles Gregg Wyatt, Daniel B. Keeran, and Derrick T. Anderson, saved to system, printed-out copy, updated Pleading Index & filed.	0.50	\$75.00	\$37.50
Service	06/25/2012	E-mail to clients about answer; meeting with plaintiffs to discuss case	1.80	\$300.00	\$540.00
Service	06/25/2012	E-mail to Judge Childs's civil case manager about filing consent forms; prepare and file consent forms form Wyatt, Anderson, and Keeran	0.60	\$300.00	\$180.00
Service	06/26/2012	DER meeting with clients - greeted. Receipt of ECF filing for Notice of Joinder for Carl R. Drew, saved to system, printed-out copies, updated Parties Spreadsheet, updated Pleading Index & filed; Receipt of ECF filing for Scheduling Order and Mediation Order, saved to system, printed-out copies, updated Case Tracking Sheet, updated Orders Index & filed; TC from Jason Nurmi regarding joining lawsuit. Sent e-mail message to DER.	0.75	\$75.00	\$56.25
Service	06/26/2012	Meeting with other plaintiffs to discuss case; e-mail to potential plaintiffs about case	1.20	\$300.00	\$360.00
Service	06/26/2012	Receive and review scheduling order and mediation order; e-mail from Judge Childs's civil case manager; TC to Jason Nurmi about case	0.80	\$300.00	\$240.00

	6:12-cv-	1405-TMC Date Filed 01/14	4/14 Entry Number 38-5	Page :	10 of 23	01/14/2014
Service	06/27/2012	TC from Chris Hester requesting inform email to DER to call.	ation on how to join lawsuit & sent	0.15	\$75.00	\$11.25
Service	06/27/2012	TC to Chris Hester about case; e-mail d Jeff Crites about case	locuments to Mr. Hester; e-mail to	0.40	\$300.00	\$120.00
Service	06/28/2012	Receipt of new Consent to Join for Ted Scanned to system, printed out copy & Spreadsheet, e-mailed DER regarding fof Parties Spreadsheet. TC to DER regardvised unable to go ahead and file EC	redacted copy, updated Parties filing; Sent Wesley Mullinax copy arding computer problem &	0.50	\$75.00	\$37.50
Service	06/28/2012	Receive and review consent form from notice of joinder; work on discovery to E		1.80	\$300.00	\$540.00
Service	06/29/2012	Finalize discovery; prepare service lette	r for discovery	1.10	\$300.00	\$330.00
Service	06/29/2012	Receipt of ECF filing for Notice of Joind system, printed-out copies, updated Par Pleading Index & filed.		0.25	\$75.00	\$18.75
Service	07/03/2012	David L. Smith came to office to fill-out information into Parties Spreadsheet. S DER. Receipt of ECF filing for Notice of to system, printed-out copies, updated I Pleading Index & filed.	canned to system, emailed to Joinder for David L. Smith, saved	0.50	\$75.00	\$37.50
Service	07/03/2012	Prepare and file notice of joinder for Da	vid Smith	0.30	\$300.00	\$90.00
Service	07/06/2012	TC to Tom Stephenson		0.20	\$300.00	\$60.00
Service	07/08/2012	E-mail from Freddie Haltiwanger about Haltiwanger	late calls; e-mail to Mr.	0.20	\$300.00	\$60.00
Service	07/09/2012	TC to Mr. Mullinax		0.40	\$300.00	\$120.00
Service	07/10/2012	Meeting with Mr. Mullinax to discuss ret Stephenson about retaliation; e-mail to		1.40	\$300.00	\$420.00
Service	07/11/2012	Meeting with Mr. Mullinax about retaliati Stephenson; e-mail from Mr. Mullinax a to Mr. Stephenson about retaliation; e-n	bout retaliation statement; e-mail	1.20	\$300.00	\$360.00
Service	07/12/2012	DER sent letter to Tom Stephenson - so for filing. Mailed same.	canned to system & printed copies	0.15	\$75.00	\$11.25
Service	07/12/2012	Finalize letter to Stephenson about reta	liation	0.30	\$300.00	\$90.00
Service	07/13/2012	Wesley Mullinax stopped by office and only his statement. Scanned & saved to systaccordingly.		0.15	\$75.00	\$11.25
Service	07/13/2012	Receive and review grievance forms fro	om Mr. Mullinax	0.20	\$300.00	\$60.00
Service	07/16/2012	E-mails to and from Defendant's counse	el about Rule 26(f) conference	0.20	\$300.00	\$60.00
Service	07/19/2012	Receipt of new Consent to Join from He office). Scanned and saved to system a Parties Spreadsheet and emailed a cop Mullinax.	nd emailed to DER. Updated	0.50	\$75.00	\$37.50
Service	07/19/2012	Receive consent form from Homesley; p TC from Fox Carolina reporter about ca		0.50	\$300.00	\$150.00
Service	07/20/2012	Rule 26(f) conference with Mr. Stephen	son and Mr. Savitz	0.40	\$300.00	\$120.00

	6:12-cv-	01405-TMC Date Filed 01/14/14 Entry Number	38-5 P	age 1	L1 of 23	01/14/2014
Service	07/20/2012	Receipt of ECF filing for Notice of Joinder for Wesley Mullinax. Save system, printed-out copies and updated Parties Spreadsheet. Updated Pleading Index and filed.		0.50	\$75.00	\$37.50
Service	07/23/2012	TC from Wesley Mullinax for DER. Sent e-mail to DER. TC from Jet Crites re: status of case. Sent DER an email message. Second TC Wesley Mullinax for DER. Sent follow-up email to DER.		0.50	\$75.00	\$37.50
Service	07/23/2012	TC to Mr. Mullinax; TC to Mr. Crites		0.50	\$300.00	\$150.00
Service	07/24/2012	Receipt of Tom Stephenson's response letter (7/20/12) to DER 7/17 letter re: retaliation. Scanned to system and saved. Emailed copy to		0.15	\$75.00	\$11.25
Service	07/24/2012	Letter from Mr. Stephenson re: retaliation		0.20	\$300.00	\$60.00
Service	07/27/2012	TC from FOX Carolina about case		0.20	\$300.00	\$60.00
Service	07/27/2012	Receipt of ECF filing of Defendant's Responses to Plaintiff's First Request for Admissions in the mail. Scanned-in and saved to syste Emailed notification of receipt to DER. Updated Case Tracking She Filed same.		0.50	\$75.00	\$37.50
Service	07/27/2012	Receive and review Defendant's response to Plaintiff's Requests fo Admissions; TC to Mullinax to work on Rule 26.03 responses	or	1.60	\$300.00	\$480.00
Service	07/28/2012	E-mail to Mr. Mullinax about Stephenson letter		0.20	\$300.00	\$60.00
Service	07/30/2012	Prepare Rule 26(f) report, Rule 26.03 responses, and proposed am scheduling order; e-mail to Savitz and Stephenson; e-mail from Sav		2.60	\$300.00	\$780.00
Service	07/31/2012	Receipt of ECF filing of Joint Rule 26(f) Report and Plaintiff's Local 26.03 Answers to Interrogatories [filed 7/30/12]. Saved to system an printed-out copies. Updated Pleading Index and filed same. Update Case Tracking Sheet. Receipt of corrected ECF Filing. Saved to system and printed out new copies. Filed same.	nd ed	0.75	\$75.00	\$56.25
Service	07/31/2012	Receive and review docket correction notice for proposed amended scheduling order; e-mail from Mr. Stephenson	d	0.20	\$300.00	\$60.00
Service	08/01/2012	Receipt of ECF filing of Amended Scheduling Order. Saved to syste and printed-out copies. Updated Case Tracking Sheet with new deadates according to the Order. Updated Orders Index and filed same	adline	0.50	\$75.00	\$37.50
Service	08/01/2012	Receive and review amended scheduling order; docket deadlines		0.50	\$300.00	\$150.00
Service	08/03/2012	TC from Richard Walton with the Greenville News. Sent email to DE call back.	ER to	0.15	\$75.00	\$11.25
Service	08/06/2012	Receipt of discovery requests from Defendant. Scanned to system emailed copy to DER. Updated Case Tracking Sheet. Typed/set-up for discovery responses and emailed to DER.		0.75	\$75.00	\$56.25
Service	08/06/2012	Receive and review interrogatories and requests from Defendant		0.40	\$300.00	\$120.00
Service	08/07/2012	TC from Tom Stephenson. Sent DER an email to return his call.		0.15	\$75.00	\$11.25
Service	08/07/2012	TC to Mr. Stephenson to discuss discovery		0.30	\$300.00	\$90.00
Service	08/08/2012	E-mail to Plaintiffs about discovery from Defendant; review tape of meeting; letter to Mr. Stephenson about recording; TC to Rusty Littl to discuss docking pay	lefield	1.60	\$300.00	\$480.00
Service	08/08/2012	DER letter to Tom Stephenson and Stephen Savitz enclosing copy containing recording. Scanned to system, printed copies for filing,	of CD	0.50	\$75.00	\$37.50

		prepared mailing to Savitz & hand-delivered copy to Stephenson. Telephone call from Jeff Crites. Email to DER to return call.			
Service	08/09/2012	TC from Jeremy Copeland regarding joining lawsuit. Left message for DER to call.	0.15	\$75.00	\$11.25
Service	08/22/2012	TC from Wesley Mullinax re: status. Sent email to DER to call back.	0.15	\$75.00	\$11.25
Service	08/24/2012	TC from Will Smith. Sent email to DER to call back.	0.15	\$75.00	\$11.25
Service	08/27/2012	TC from Wesley Mullinax re: discovery. Sent email to DER to call back. Telephone call from Tom Stephenson. Sent email to DER to call back	0.20	\$75.00	\$15.00
Service	08/28/2012	TC Wesley Mullinax re: discovery. Sent email to DER to call back.	0.15	\$75.00	\$11.25
Service	08/29/2012	TC from Wesley Mullinax re: discovery. Sent email to DER to call back.	0.15	\$75.00	\$11.25
Service	08/30/2012	TC from Wesley Mullinax re: discovery. Sent email to DER to call back.	0.15	\$75.00	\$11.25
Service	08/30/2012	TC to Mr. Mullinax; TC from Mr. Crites	0.40	\$300.00	\$120.00
Service	09/04/2012	TC from David Dykes (Greenville News). Sent DER email to call back.	0.15	\$75.00	\$11.25
Service	09/05/2012	TC from Wesley Mullinax re: newspaper article. Sent email to DER to call back. TC from Jeff Crites regarding newspaper article. Sent email to DER to call back. TC from Wesley Mullinax requesting copy of Parties Spreadsheet. Emailed to Wesley. Filing of correspondence and notes.	0.50	\$75.00	\$37.50
Service	09/05/2012	TC to Mr. Mullinax; e-mail to Mr. Stephenson about case	0.50	\$300.00	\$150.00
Service	09/06/2012	TC from Tom Stephenson. Sent email to DER to call back.	0.15	\$75.00	\$11.25
Service	09/07/2012	TC from Jeff Crites. Sent DER email message.	0.15	\$75.00	\$11.25
Service	09/10/2012	TC from Jeff Crites. Sent DER email message.	0.15	\$75.00	\$11.25
Service	09/11/2012	TC from Jeff Crites for DER. TC from Wesley Mullinax - sent DER an email.	0.20	\$75.00	\$15.00
Service	09/11/2012	E-mails to and from Mr. Stephenson about meeting at Parker to review payroll records and schedules	0.20	\$300.00	\$60.00
Service	09/12/2012	E-mail from Mr. Stephenson about meeting; TC to Mr. Stephenson; TC to Mr. Mullinax; e-mail to Plaintiffs about status of case	0.60	\$300.00	\$180.00
Service	09/13/2012	Meeting with Mr. Mullinax and Mr. Anderson to prepare for meeting with Parker; meeting with Parker to discuss wage and hour documents	2.50	\$300.00	\$750.00
Service	10/02/2012	Prepare notice of withdrawal form; e-mail to Mr. Keernan; e-mail to Mr. Anderson	0.70	\$300.00	\$210.00
Service	10/04/2012	Receipt of Withdrawal of Consent to Join Lawsuit from Daniel B. Keeran. Scanned-in to system and emailed to DER. Updated Parties Spreadsheet accordingly.	0.25	\$75.00	\$18.75
Service	10/05/2012	TC from William Smith. Sent email message to DER to return his call.	0.15	\$75.00	\$11.25
Service	10/09/2012	Receipt of Withdrawal of Consent to Join Lawsuit from Derrick Tyrone Anderson. Scanned-in to system and email to DER. Updated Parties Spreadsheet accordingly.	0.25	\$75.00	\$18.75
Service	10/09/2012	Receive withdrawal form from Derrick Anderson	0.10	\$300.00	\$30.00
Service	10/17/2012	TC from Tom Stephenson to discuss discovery	0.50	\$300.00	\$150.00

	6:12-cv-	01405-TMC Date Filed 01/14/14 Entry Number 38-5	Page 1	L3 of 23	01/14/2014
Service	10/19/2012	Receipt of ECF filing of Withdrawal of Consents to Join Lawsuit by Daniel B. Keeran and Derrick Tyrone Anderson. Saved to system and printed-out copies. Updated Parties Spreadsheet. Updated Pleadings index and filed same.	0.25	\$75.00	\$18.75
Service	10/19/2012	TC from Jeff Crites. Sent email message to DER. TC from Wesley Mullinax regarding status. Sent email message to DER.	0.25	\$75.00	\$18.75
Service	10/19/2012	Prepare and file withdrawal forms for Anderson and Keeran; TC from Mr. Crites; TC to Mr. Mullinax	0.70	\$300.00	\$210.00
Service	10/24/2012	TC from Jeff Crites. Sent email message to DER.	0.15	\$75.00	\$11.25
Service	10/24/2012	Letter from Tom Stephenson re: depositions; e-mail from Stephenson's office re: proposed consent motion to amend scheduling order; e-mail to Stephenson's office about scheduling order	0.30	\$300.00	\$90.00
Service	10/26/2012	Receive deposition notices from Tom Stephenson	0.20	\$300.00	\$60.00
Service	10/31/2012	Receive and review motion to amend scheduling order; e-mail from Mr. Stephenson's office to Judge Childs with proposed order	0.20	\$300.00	\$60.00
Service	11/01/2012	Receive and review amended scheduling order; docket new deadlines	0.40	\$300.00	\$120.00
Service	11/02/2012	TC from Jeff Crites. Sent email message to DER.	0.15	\$75.00	\$11.25
Service	11/13/2012	TC from Rocky Holmesley regarding status of case. Sent email message to DER.	0.15	\$75.00	\$11.25
Service	12/04/2012	TC from Greg Wyatt to discuss possible retaliation issue	0.40	\$300.00	\$120.00
Service	12/17/2012	E-mail from Mr. Stephenson about depositions; e-mail to Mr. Stephenson; e-mail from Mr. Stephenson	0.40	\$300.00	\$120.00
Service	12/21/2012	Receipt of deposition notices from Tom Stephenson. Scanned, saved to system, & docketed and entered on Case Tracking Spreadsheet.	0.25	\$75.00	\$18.75
Service	12/21/2012	E-mail to Plaintiffs about depositions; e-mail to Mr. Stephenson; prepare deposition notices; letter to Stephenson serving deposition notices	0.80	\$300.00	\$240.00
Service	12/26/2012	E-mail from Mr. Mullinax about depositions	0.10	\$300.00	\$30.00
Service	12/27/2012	E-mail from Mr. Mullinax re: deposition prep meeting; TC to Mr. Mullinax	0.30	\$300.00	\$90.00
Service	12/28/2012	Meeting with plaintiffs to prepare for depositions; work on damages spreadsheet	4.60	\$300.00	\$1,380.00
Service	12/31/2012	E-mail from Mr. Mullinax about deposition questions; prepare for depositions	1.20	\$300.00	\$360.00
Service	01/02/2013	Receive and review documents from Stephenson's office; work on discovery responses; prepare for depositions; research re: FLSA regs	8.80	\$300.00	\$2,640.00
Service	01/03/2013	TC to Mr. Mullinax; work on discovery responses; TC to Mr. Addis; prepare for depositions; review documents from Defendant	8.50	\$300.00	\$2,550.00
Service	01/04/2013	Meeting with Mr. Mullinax to review documents from Parker; meeting with Mr. Addis to prepare for deposition; TC to and from Mr. Mullinax (2); finalize discovery responses; prepare cover letter; e-mail responses to Mr. Stephenson	5.40	\$300.00	\$1,620.00
Service	01/04/2013	Sent out our discovery responses, made copies, entered into Clio [new case management software]	0.50	\$75.00	\$37.50

	6:12-cv-	01405-TMC Date Filed 01/14/14 Entry Number 38-5	Page 1	L4 of 23	01/14/2014
Service	01/06/2013	Prepare for Defendant's depositions; review documents; e-mail from Mr. Mullinax; TC to Mr. Mullinax	6.70	\$300.00	\$2,010.00
Service	01/07/2013	Meeting with Mr. Mullinax and Mr. Addis to prepare for depositions; defend deposition of Wesley Mullinax; defend deposition of Bill Addis; prepare for depositions; TC to Mr. Mullinax; research re: FLSA regs.	13.80	\$300.00	\$4,140.00
Service	01/08/2013	Meeting with Mr. Smith and Mr. Cox to prepare for depositions; defend Smith deposition; defend Cox deposition; take Chairman Gillespie's deposition; prepare for Defendants' depositions; TCs to and from Mr. Mullinax (6); research re: FLSA regs.	13.90	\$300.00	\$4,170.00
Service	01/09/2013	Meeting with Mr. Mullinax to prepare for depositions; take Rule 30(b)(6) deposition; deposition of Chief Jones; receive NEF about case reassignment to Judge Cain	8.90	\$300.00	\$2,670.00
Service	01/10/2013	TC to Mr. Mullinax	0.30	\$300.00	\$90.00
Service	01/11/2013	TC to Mr. Mullinax; e-mail to Mr. Mullinax about meeting; e-mail from Mullinax	0.40	\$300.00	\$120.00
Service	01/15/2013	Attend Parker District meeting	1.50	\$300.00	\$450.00
Service	01/16/2013	TC from Mr. Mullinax about executive session meeting	0.30	\$300.00	\$90.00
Service	01/17/2013	TCs and emails with Gallagher Court Reporting. Having difficulty with e-transcripts. Entered information in Clio.	0.50	\$75.00	\$37.50
Service	01/17/2013	E-mail from court reporter about transcripts; TC to court reporter	0.30	\$300.00	\$90.00
Service	01/18/2013	Downloaded e-transcripts and .pdfs from Gallagher Court Reporting website & saved to system. Updated Case Tracking Spreadsheet. Made notation of receipt in Clio.	0.25	\$75.00	\$18.75
Service	01/22/2013	TC to Mr. Stephenson to discuss case; e-mail to Mr. Stephenson; TC to Mr. Mullinax; perform calculations for mediation	1.80	\$300.00	\$540.00
Service	01/22/2013	TC from Wesley Mullinax regarding status of case. Sent email message to DER.	0.15	\$75.00	\$11.25
Service	01/24/2013	TC to Mr. Mullinax	0.30	\$300.00	\$90.00
Service	01/28/2013	Letters to plaintiffs enclosing deposition transcripts for read and sign; TC from Jeff Crites; TC to Mr. Mullinax about depositions	0.90	\$300.00	\$270.00
Service	01/28/2013	TC from Gordon Smith wanting to join lawsuit. Sent DER email message to call.	0.15	\$75.00	\$11.25
Service	01/28/2013	Put together packets and made copies of DER coverletter, condensed copies of transcripts, and errata sheets for Billy Addis, William Smith, John Cox, and Wesley Mullinax. Entered into Clio notes and docketed due date of errata sheets to court reporter. Entered costs in Clio.	0.75	\$75.00	\$56.25
Service	01/30/2013	TC from Gordon Smith about joining suit; e-mail consent form to Mr. Smith	0.30	\$300.00	\$90.00
Service	01/31/2013	Wesley Mullinax came by to pick-up transcripts to be read over. Reviewed what was in the packets and the instructions & due date with him. Entered information in Clio.	0.25	\$75.00	\$18.75
Service	01/31/2013	E-mail from Mr. Mullinax about judge assignment; e-mail to Mullinax; e-mail to clients about mediation TC to Mr. Mullinax about mediation; work on damages spreadsheet	4.60	\$300.00	\$1,380.00
Service	02/05/2013	TC to Mr. Mullinax	0.10	\$300.00	\$30.00

#### 6:12-cv-01405-TMC Date Filed 01/14/14 Entry Number 38-5 Page 15 of 23 01/14/2014 Meeting with plaintiffs to prepare for mediation; attend mediation; TC to Service 02/06/2013 8.90 \$300.00 \$2,670.00 Mr. Mullinax; e-mail to Savitz and Stephenson re: pay issues 0.25 \$75.00 Service 02/07/2013 Gordon M. Smith came to the office to complete a Consent to Join form. \$18.75 Reviewed the form, scanned to system, emailed to DER (not sure if it is too late to join), and entered information into the Parties Spreadsheet. Entered information into Clio. Service 02/07/2013 Jeff Crites TC inquiring about mediation. Sent email message to DER to 0.15 \$75.00 \$11.25 return his call. Service 02/07/2013 Receive consent form from Gordon Smith 0.10 \$300.00 \$30.00 Service 02/11/2013 E-mail to Mr. Stephenson; TC to Mr. Stephenson; TC to Mr. Mullinax 0.60 \$300.00 \$180.00 about settlement offer 02/13/2013 TC from Mr. Mullinax Service 0.60 \$300.00 \$180.00 E-mail from Murphy about reconvening mediation; TC to Mr. Mullinax; e-Service 02/14/2013 0.30 \$300.00 \$90.00 mail from Mr. Stephenson confirming date 02/15/2013 Ted Nicholls TC requesting DER email address. Emailed DER for heads-Service 0.15 \$75.00 \$11.25 up. 02/19/2013 TC from Mr. Mullinax about vacation and holiday issues \$90.00 Service 0.30 \$300.00 Service 02/21/2013 John Cox came by office. Signed & notarized errata sheet from his 0.50 \$75.00 \$37.50 deposition. Scanned to system. Emailed DER. Billy Addis came by office. Reviewed potential changes with DER. Signed & notarized errata sheet from his deposition. Scanned to system. Emailed to DER. Called Wesley Mullinax to get time scheduled for him to come by and get errata sheet signed. Emailed DER. William D. Smith, Jr. came by office. Signed & notarized errata sheet. Scanned to system. Emailed to DER. Information entered into Clio. Service 02/21/2013 TC to Tom Stephenson about errata sheets; e-mail to Stephenson; e-mail 0.20 \$300.00 \$60.00 to court reporter Service 02/22/2013 E-mail from Tom Stephenson confirming extension 0.10 \$300.00 \$30.00 \$300.00 Service 02/25/2013 TC to Mr. Mullinax about reconvening mediation 0.10 \$30.00 Service 02/25/2013 TC from Jeff Crites for DER stating that someone is discussing settlement 0.15 \$75.00 \$11.25 negotiations and they should not be. Email sent to DER to call Jeff back. Service 03/01/2013 Meeting with plaintiffs; re-convene mediation 6.80 \$300.00 \$2,040.00 Service 03/04/2013 TC to Mr. Mullinax to discuss settlement disagreement 0.60 \$300.00 \$180.00 Service 03/05/2013 TC from Mr. Mullinax; legal research re: FLSA and retaliation 1.30 \$300.00 \$390.00 0.25 Service 03/05/2013 Copies of documents for client meeting. \$75.00 \$18.75 Service 03/06/2013 TC to Mr. Mullinax; e-mail from Mr. Stephenson about settlement 0.60 \$300.00 \$180.00 agreement; review settlement agreement Service 03/06/2013 TC from Wesley Mullinax. Sent DER email message. 0.15 \$75.00 \$11.25 Service 03/07/2013 TC from Wesley Mullinax requesting copies of blank Consents to Join and 0.50 \$75.00 \$37.50 he had a general questions regarding the case. Spoke to Wesley regarding status of his errata sheet. Sent email to DER. Printed 25 copies of the forms for Wesley to pick up. Wesley stopped by office. Discussed errata sheet and corrections. Signed & notarized same. Scanned and

emailed to DER along with Wesley's concerns over settlement problems.

# 6:12-cv-01405-TMC Date Filed 01/14/14 Entry Number 38-5 Page 16 of 23 01/14/2014

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Telephone call to Mimi Gallagher regarding deadline of errata sheets. Email to DER with status of errata sheets. Entered information into Clio.			
TC from Mr. Mullinax; e-mails from Ms. Miller about settlement and deposition errata sheets; e-mail errata sheets to court reporter	0.40	\$300.00	\$120.00
TCs to and from Mr. Mullinax (4); e-mail to Mr. Stephenson about settlement agreement; e-mail from court reporter	0.90	\$300.00	\$270.00
E-mail to Ms. Miller about case; review errata sheets; letter to court reporter enclosing errata sheets	0.80	\$300.00	\$240.00
Copies of DER letter to Gallagher Court Reporting forwarding errata sheets of Mullinax, Addis, Smith & Cox. Scanned and saved to system. Entered information and costs into Clio.	0.50	\$75.00	\$37.50
Meeting with plaintiff committee to discuss settlement agreement; e-mails from court reporter	1.20	\$300.00	\$360.00
9 am - Billy Addis came by and read & signed Settlement Agreement. 9:10 am - Wesley Mullinax came by and read & signed Settlement Agreement (10). Clients met with DER. Printed copies of depositions for James F. Gillespie, Patrick B. Hadon & Chief Richard D. Jones. Email to Mimi Gallagher regarding missing original depo transcript for James F. Gillespie. Ordered duplicate transcript for Gillepspie. Will Smith came by office and read & signed Settlement Agreement.	0.50	\$75.00	\$37.50
TC to Wesley Mullinax to have him come by office to pick-up copies of deposition transcripts for Parker, Jones & Gillespie. Coverletter to Tom Stephenson enclosing original Settlement Agreement, copies for file, mailed same, and entered information and costs into Clio, and filed same.	0.75	\$75.00	\$56.25
TC from Mr. Mullinax	0.20	\$300.00	\$60.00
Attend Parker District meeting re: settlement approval; TC to Mr. Mullinax; legal research re: FLSA	3.60	\$300.00	\$1,080.00
TC from Wesley Mullinax regarding DER attending meeting. Sent email to DER.	0.15	\$75.00	\$11.25
TCs to Mr. Mullinax (3); e-mail from Stephenson's office re: signed settlement agreement; e-mails from Mr. Stephenson about Dell Baker's calculations; review spreadsheets	1.70	\$300.00	\$510.00
TC to Mr. Mullinax; e-mail settlement documents to Ms. Miller; e-mail from Ms. Miller; review new employment notices from Parker	0.80	\$300.00	\$240.00
TC from Billy Addis regarding new pay rate calculations. Sent email to DER.	0.15	\$75.00	\$11.25
TC to Mr. Mullinax to discuss new pay plan; TC to Mr. Addis to discuss new pay plan; TC to Mr. Stephenson about new pay plan	1.30	\$300.00	\$390.00
TC from Jeff Crites to discuss case	0.30	\$300.00	\$90.00
TCs to and from Mr. Mullinax (3)	0.40	\$300.00	\$120.00
E-mail to Mr. Stephenson about settlement information; e-mail from Ms. Miller; review Randy Drew information; TC from Mr. Mullinax	0.50	\$300.00	\$150.00
Wesley Mullinax meeting with DER. Brought in copies of his W-2 form for 2012. Scanned to system and printed-out a copy for DER and the file. Wesley Mullinax came by in the afternoon with a copy of the pay stub and W-2 for Carl Drew. Scanned to system and emailed to DER.	0.20	\$75.00	\$15.00
	Email to DER with status of errata sheets. Entered information into Clio.  TC from Mr. Mullinax; e-mails from Ms. Miller about settlement and deposition errata sheets; e-mail errata sheets to court reporter  TCs to and from Mr. Mullinax (4); e-mail to Mr. Stephenson about settlement agreement; e-mail from court reporter  E-mail to Ms. Miller about case; review errata sheets; letter to court reporter enclosing errata sheets  Copies of DER letter to Gallagher Court Reporting forwarding errata sheets of Mullinax, Addis, Smith & Cox. Scanned and saved to system. Entered information and costs into Clio.  Meeting with plaintiff committee to discuss settlement agreement; e-mails from court reporter  9 am - Billy Addis came by and read & signed Settlement Agreement.  9:10 am - Wesley Mullinax came by and read & signed Settlement Agreement (10). Clients met with DER. Printed copies of depositions for James F. Gillespie, Patrick B. Hadon & Chief Richard D. Jones. Email to Mimir Gallagher regarding missing original depo transcript for James F. Gillespie. Ordered duplicate transcript for Gillepspie. Will Smith came by office and read & signed Settlement Agreement.  TC to Wesley Mullinax to have him come by office to pick-up copies of deposition transcripts for Parker, Jones & Gillespie. Coverletter to Tom Stephenson enclosing original Settlement Agreement, copies for file, mailed same, and entered information and costs into Clio, and filed same.  TC from Mr. Mullinax  Attend Parker District meeting re: settlement approval; TC to Mr. Mullinax; legal research re: FLSA  TC from Wesley Mullinax regarding DER attending meeting. Sent email to DER.  TCs to Mr. Mullinax; e-mail settlement documents to Ms. Miller; e-mail from Ms. Miller; review new employment notices from Parker  TC to Mr. Mullinax; e-mail settlement documents to Ms. Miller; e-mail from Ms. Miller; review new employment notices from Parker  TC from Billy Addis regarding new pay rate calculations. Sent email to DER.  TC to Mr. Mullinax; e-mail settlement information	Email to DER with status of errata sheets. Entered information into Clio.  TC from Mr. Mullinax; e-mails from Ms. Miller about settlement and deposition errata sheets; e-mail errata sheets to court reporter  TCs to and from Mr. Mullinax (4); e-mail to Mr. Stephenson about settlement agreement; e-mail from court reporter  E-mail to Ms. Miller about case; review errata sheets; letter to court reporter enclosing errata sheets  Copies of DER letter to Gallagher Court Reporting forwarding errata sheets of Mullinax, Addis, Smith & Cox. Scanned and saved to system. Entered information and costs into Clio.  Meeting with plaintiff committee to discuss settlement agreement; e-mails from court reporter  9 am - Billy Addis came by and read & signed Settlement Agreement. 9:10 am - Wesley Mullinax came by and read & signed Settlement Agreement (10). Clients met with DER. Printed copies of depositions for James F. Gillespie, Patrick B. Hadon & Chief Richard D. Jones. Email to Mimi Gallagher regarding missing original depo transcript for James F. Gillespie. Ordered duplicate transcript for Gillespie. Will Smith came by office and read & signed Settlement Agreement.  TC to Wesley Mullinax to have him come by office to pick-up copies of deposition transcripts for Parker, Jones & Gillespie. Coverletter to Tom Stephenson enclosing original Settlement Agreement, copies for file, mailed same, and entered information and costs into Clio, and filed same.  TC from Mr. Mullinax  Attend Parker District meeting re: settlement approval; TC to Mr. Mullinax; leaded to the settlement agreement; e-mail from Stephenson about Dell Baker's calculations; review spreadsheets  TC sto Mr. Mullinax (3); e-mail from Stephenson's office re: signed settlement agreement; e-mails from Mr. Stephenson about Dell Baker's calculations; review spreadsheets  TC from Billy Addis regarding new pay rate calculations. Sent email to DER.  TC from Jeff Crites to discuss new pay plan; TC to Mr. Addis to discuss new pay plan; TC to Mr. Stephenson about new pay plan; TC	Email to DER with status of errata sheets. Entered information into Clio.  TC from Mr. Mullinax, e-mails from Ms. Miller about settlement and deposition errata sheets; e-mail errata sheets to court reporter  Cros to and from Mr. Mullinax (4); e-mail to Mr. Stephenson about settlement agreement; e-mail from court reporter  E-mail to Ms. Miller about case; review errata sheets; letter to court reporter enclosing errata sheets  Copies of DER letter to Gallagher Court Reporting forwarding errata sheets of Mullinax, Addis, Smith & Cox. Scanned and saved to system.  Entered information and costs into Clio.  Meeting with plaintiff committee to discuss settlement agreement; e-mails from court reporter  9 am - Billy Addis came by and read & signed Settlement Agreement. 9:10 am - Wesley Mullinax came by and read & signed Settlement Agreement. 9:10 am - Wesley Mullinax came by and read & signed Settlement Agreement (10). Clients met with DER. Printed copies of depositions for James F. Gillespie. Ordered duplicate transcript for Gillespie. Will Smith came by office and read & signed Settlement Agreement.  TC to Wesley Mullinax to have him come by office to pick-up copies of deposition transcripts for Parker, Jones & Gillespie. Coverletter to Tom Stephenson enclosing original Settlement Agreement.  TC to Wesley Mullinax to have him come by office to pick-up copies of deposition transcripts for Parker, Jones & Gillespie. Coverletter to Tom Stephenson enclosing original Settlement Agreement.  TC from Wr. Mullinax  Attend Parker District meeting re: settlement approval; TC to Mr. Mullinax; and settlement agreement; e-mails from Mr. Stephenson about Dell Baker's calculations; review spreadsheets  TC from Wesley Mullinax regarding DER attending meeting. Sent email to DER.  TCs to Mr. Mullinax; e-mail from Mr. Stephenson about Dell Baker's calculations; review spreadsheets  TC to Mr. Mullinax to discuss new pay plan; TC to Mr. Addis to discuss new pay plan; TC to Mr. Stephenson about new pay plan  TC from Jeff Crites to discuss c

	6:12-cv-	01405-TMC Date Filed 01/14/14 Entry Number 38-5	Page 1	L7 of 23	01/14/2014
Service	03/29/2013	TC to Mr. Mullinax	0.20	\$300.00	\$60.00
Service	03/29/2013	Derrick T. Anderson dropped off W-2 and pay stub information. Scanned to system and emailed to DER. Billy Addis dropped off W-2 and pay stub information. Scanned to system and emailed to DER.	0.15	\$75.00	\$11.25
Service	04/09/2013	Wesley Mullinax dropped off copies of pay information from 12/29/11 $\&$ 1/12/12. Scanned to system.	0.20	\$75.00	\$15.00
Service	04/11/2013	E-mail from Mr. Mullinax about status of case	0.10	\$300.00	\$30.00
Service	04/14/2013	Analyze new hourly rate calculations from Dell Baker	3.80	\$300.00	\$1,140.00
Service	04/15/2013	TCs to and from Mr. Mullinax (2); e-mail to Mr. Stephenson about problems with new hourly rate calculations; meeting with Tom Stephenson and Patrick Haddon to discuss pay plan	2.50	\$300.00	\$750.00
Service	04/19/2013	TCs to and from Mr. Mullinax (2); e-mail to Mr. Mullinax about pay plan	0.70	\$300.00	\$210.00
Service	04/30/2013	E-mail from Ms. Miller about case; TC to Charlie Mullinax	0.40	\$300.00	\$120.00
Service	04/30/2013	Wesley Mullinax TC regarding the two individuals who opted-out. Sent updated copy of the Spreadsheet of Parties and the filed docs opting-out the two individuals.	0.20	\$75.00	\$15.00
Service	05/04/2013	E-mail from Mr. Mullinax about status of case	0.10	\$300.00	\$30.00
Service	05/07/2013	Meeting with plaintiffs to discuss new pay plan	1.40	\$300.00	\$420.00
Service	05/08/2013	E-mail from Mr. Mullinax; receive new consent forms; TC from Mr. Mullinax about possibly revoking settlement agreement and new pay plan	0.70	\$300.00	\$210.00
Service	05/08/2013	Receipt of new Consents to Join for James Adam Moats, Calvin E. Hickey, Jr., Clint Bennefield, John Piednahita, Eddie McMakin, Ben Garron, Tommy Waynick, Jacob Culbertson, Rodney V. Ware, Joel R. Hammonds, Sr., Jacob Engle, William K. Banard, Derrick T. Anderson, Zachary Crutchfield, David Craig, Christopher M. Vaughn, and John Hood. Updated Parties Spreadsheet, scanned into system, logged into Clio, emailed Parties Spreadsheet to Wesley Mullinax.	0.50	\$75.00	\$37.50
Service	05/09/2013	Meeting with Mr. Mullinax and Mr. Drew about new pay plans; prepare FOIA letter; TC from Mr. Mullinax; e-mail FOIA letter to Parker	1.90	\$300.00	\$570.00
Service	05/13/2013	TC from Mr. Mullinax	0.10	\$300.00	\$30.00
Service	05/14/2013	TC from Mr. Cox about status of case	0.10	\$300.00	\$30.00
Service	05/16/2013	TC from Mr. Mullinax about district meeting re: new pay plan	0.30	\$300.00	\$90.00
Service	05/17/2013	TC from Mr. Mullinax	0.10	\$300.00	\$30.00
Service	05/17/2013	Wesley Mullinax stopped by the office to deliver a new Consent to Join for W. G. Cantrell, Jr. Scanned to system, updated Parties Spreadsheet, & logged into Clio.	0.20	\$75.00	\$15.00
Service	05/20/2013	Meeting with Mr. Mullinax; receive new consent forms; prepare and file opt-in consent forms; receive NEF	1.80	\$300.00	\$540.00
Service	05/20/2013	Receipt of ECF filing for new Consents to Join for D. Anderson, W. Ballard, C. Bennefield, W. Cantrell, D. Craig, Z, Crutchfield, J. Culbertson, J. Engle, B. Garron, J. Hammonds, C. Hickey, J. Hood, E. McMakin, J. Moats, J. Piedrahita, G. Smith, C. Vaughn, R. Ware, and T. Waynick. Printed-out, saved to system, updated Parties Spreadsheet, entered in Clio, updated Pleading Index and filed. Copy of updated Parties Spreadsheet emailed to Wesley Mullinax.	0.50	\$75.00	\$37.50

	6:12-cv-	01405-TMC Date Filed 01/14/14 Entry Number 38-5	Page 1	L8 of 23	01/14/2014
Service	05/21/2013	TC to Mr. Mullinax; e-mail from Mr. Stephenson about FOIA request	0.80	\$300.00	\$240.00
Service	05/22/2013	Receive and review FOIA responses from Parker	1.00	\$300.00	\$300.00
Service	05/23/2013	Receipt Parker's response to our subpoena duces tecum. CD containing audio of meetings as requested. Saved to system. Emailed DER regarding receipt. Updated Clio.	0.50	\$75.00	\$37.50
Service	05/29/2013	TC from Charlie Mullinax. Sent email to DER to call him back.	0.15	\$75.00	\$11.25
Service	05/30/2013	E-mail FOIA responses to Mr. Mullinax	0.20	\$300.00	\$60.00
Service	06/05/2013	TC from Charlie Mullinax regarding meeting. Sent email to DER to call him back.	0.15	\$75.00	\$11.25
Service	06/07/2013	TC from Mr. Mullinax	0.30	\$300.00	\$90.00
Service	06/13/2013	TC from Mr. Mullinax	0.10	\$300.00	\$30.00
Service	06/17/2013	E-mail from Mr. Mullinax re: new e-mail	0.10	\$300.00	\$30.00
Service	06/19/2013	E-mail to Mr. Stephenson requesting data for settlement calculations	0.40	\$300.00	\$120.00
Service	06/26/2013	TC from Mr. Mullinax	0.30	\$300.00	\$90.00
Service	06/26/2013	TC from Charlie Mullinax regarding status. Sent email to DER to call him back.	0.15	\$75.00	\$11.25
Service	07/15/2013	E-mail to Tom Stephenson about status of pay information from Parker; TC from Mr. Mullinax about status of settlement	0.30	\$300.00	\$90.00
Service	07/18/2013	TC from Charlie Mullinax. Sent email to DER to call him back.	0.15	\$0.00	\$0.00
Service	08/01/2013	TC from Mr. Mullinax	0.10	\$300.00	\$30.00
Service	08/01/2013	TC from Charlie Mullinax. Sent email to DER to call him back.	0.15	\$75.00	\$11.25
Service	08/05/2013	TC from Jeff Crites about new policies	0.20	\$300.00	\$60.00
Service	08/19/2013	TC from Charlie Mullinax regarding developments. Sent email to DER to call him back.	0.15	\$75.00	\$11.25
Service	08/20/2013	Receive and review salary information from Mr. Stephenson; TC from Mr. Stephenson; review salary data; work on apportionment calculations; email from Ms. Prescott about status of case; e-mail to Ms. Prescott	4.20	\$300.00	\$1,260.00
Service	08/21/2013	E-mail from Mr. Mullinax requesting meeting	0.10	\$300.00	\$30.00
Service	08/21/2013	TC to Charlie Mullinax to schedule meeting with DER on 8/22/13.	0.15	\$75.00	\$11.25
Service	08/22/2013	Meeting with Mr. Mullinax to discuss case	1.50	\$300.00	\$450.00
Service	09/03/2013	E-mail from Mr. Stephenson about salary data; TC to Mr. Mullinax; work on apportionment calculations	7.60	\$300.00	\$2,280.00
Service	09/03/2013	TC from Charlie Mullinax - sending documents to DER. Sent email to DER to call him back.	0.15	\$75.00	\$11.25
Service	09/04/2013	Meeting with Charlie Mullinax to discuss settlement apportionment calculations	1.20	\$300.00	\$360.00
Service	09/04/2013	TC to Mr. Mullinax	0.20	\$300.00	\$60.00
Service	09/20/2013	TC from Fox News wanting to do a story. Sent DER an email message.	0.15	\$75.00	\$11.25
Service	09/27/2013	TC to Mr. Mullinax; work on settlement apportionment calculations	7.20	\$300.00	\$2,160.00

	6:12-cv-	01405-TMC Date Filed 01/14/14 Entry Number 38-5	Page 1	L9 of 23	01/14/2014
Service	09/29/2013	Work on settlement apportionment calculations	6.50	\$300.00	\$1,950.00
Service	09/30/2013	Updated new address and information on Terry Cox.	0.15	\$75.00	\$11.25
Service	09/30/2013	Meeting with Mr. Mullinax to discuss apportionment calculations; e-mail to Mr. Stephenson about payroll records; revise and verify apportionment calculations; e-mail to Mr. Stephenson	4.20	\$300.00	\$1,260.00
Service	10/01/2013	E-mail from Mr. Stephenson about salary information; review data from Mr. Stephenson; TC from Mr. Mullinax	0.50	\$300.00	\$150.00
Service	10/01/2013	TC from Charlie Mullinax. Sent email to DER to call him back.	0.15	\$75.00	\$11.25
Service	10/17/2013	TC from Charlie Mullinax to discuss recent happenings at Parker F.D.	0.50	\$300.00	\$150.00
Service	10/17/2013	TC from Charlie Mullinax. Sent email to DER to call him back.	0.15	\$75.00	\$11.25
Service	10/23/2013	TCs to and from Mr. Mullinax (2)	0.30	\$300.00	\$90.00
Service	10/25/2013	TC from Will Smith. Sent email to DER to call him back.	0.15	\$75.00	\$11.25
Service	11/07/2013	E-mail from Ms. Prescott about status of settlement	0.20	\$300.00	\$60.00
Service	11/08/2013	E-mail to Judge Cain's civil case manager about status of case; e-mail from Ms. Prescott	0.30	\$300.00	\$90.00
Service	11/08/2013	TC from Georgia with the District Court requesting status of settlement. Sent email to DER to call her back.	0.15	\$75.00	\$11.25
Service	11/10/2013	Work on settlement motion and briefs	2.50	\$300.00	\$750.00
Service	11/24/2013	Work on settlement motion and brief	4.80	\$300.00	\$1,440.00
Service	11/25/2013	Work on settlement motion/briefs and attachments	4.50	\$300.00	\$1,350.00
Service	11/26/2013	E-mail from Mr. Mullinax about retirement date for Lewis Leake; revise settlement appointment calculations; e-mail draft of settlement documents to Savitz & Stephenson; meeting with Mr. Mullinax to execute affidavit and discuss settlement document and apportionment; e-mails to Mr. Stephenson about apportionment calculations and particular questions	2.80	\$300.00	\$840.00
Service	11/26/2013	DER meeting with Charlie Mullinax. Printed documents out, notarized Charlie's Affidavit, scanned and saved to system, printed copy for Charlie.	0.25	\$75.00	\$18.75
Service	12/05/2013	E-mail from Steve Savitz about draft of settlement motion and brief; review draft	0.50	\$300.00	\$150.00
Service	12/17/2013	E-mail to Savitz and Stephenson about conference call; e-mail from Mr. Stephenson; e-mail from Savitz; e-mail to counsel confirming time of conference call	0.30	\$300.00	\$90.00
Service	12/18/2013	E-mail from Mr. Savitz about conference call; TC with Tom Stephenson and Steve Savitz about settlement documents; revise settlement motion/brief	2.70	\$300.00	\$810.00
Service	12/19/2013	Finalize draft of settlement motion; e-mail settlement documents to Judge Cain	1.80	\$300.00	\$540.00
Service	12/20/2013	TCs with Jane White at Judge Cain's office regarding establishing Court conference call with attorneys for 2 pm on 12/23/13 (2 calls). Emails to DER.	0.25	\$75.00	\$18.75
Service	12/20/2013	E-mail from Judge Cain's office about conference call; e-mail from Tom Stephenson's office about setting up call	0.20	\$300.00	\$60.00

	6:12-cv-	01405-TMC Date Filed 01/14/14 Entry Number 38-5	Page 2	20 of 23	01/14/2014
Service	12/23/2013	Receipt of ECF - Notice of Hearing on Settlement Fairness. Saved to system, printed copy for file, entered into Clio, docketed on calendar, updated Pleading Index, and filed same.	0.25	\$75.00	\$18.75
Service	12/23/2013	Conference call with Judge Cain about settlement documents; e-mail from Judge Cain confirming availability of 3/11/14 for fairness hearing; receive and review text order scheduling hearing	0.70	\$300.00	\$210.00
Service	12/27/2013	Receipt of ECF - Consent Motion to Certify Class. Saved to system, printed copy for file, entered into Clio, updated Motions Index, filed same.	0.50	\$75.00	\$37.50
Service	12/27/2013	Finalize motion to approve class settlement; file motion via ECF; work on proposed order approving settlement and scheduling fairness hearing; email to Judge Cain re: proposed order; e-mail from Steve Savitz about proposed order	2.90	\$300.00	\$870.00
Service	12/31/2013	TC from Judge Cain wanting to schedule conference call with DER and Tom Stephenson. Sent DER email with Judge Cain's telephone number.	0.15	\$75.00	\$11.25
Service	12/31/2013	Receipt of Order on filing exhibit listing projected settlement amounts under seal. Saved to system, printed copy for filing, updated Orders Index, filed same. Receipt of corrected ECF on Consent Motion to Certify Class [one of the exhibits was filed sealed]. Made correction accordingly.	0.25	\$75.00	\$18.75
Service	12/31/2013	Receipt of ECF - Order approving Notice of Settlement. Saved to system, printed copy for filing, updated Orders index, filed same.	0.00	\$75.00	\$0.00
Service	12/31/2013	Conference call with Judge Cain about sealing apportionment calculations; receive and review order granting preliminary approval of settlement; receive and review order sealing document	0.80	\$300.00	\$240.00
Service	01/02/2014	E-mail to named Plaintiffs about update to case; e-mail from Mr. Mullinax	0.70	\$300.00	\$210.00
Service	01/03/2014	TC from Jeff Crites with general questions. Sent DER email.	0.15	\$75.00	\$11.25
Service	01/07/2014	E-mail to Ms. Miller about mailings; confer with Ms. Miller about setting up mail merge; prepare summary of apportionment calculations	0.60	\$300.00	\$180.00
Service	01/07/2014	Worked on mass mailing: Copies documents to be mailed, worked on mail merge forms.	3.00	\$75.00	\$225.00
Service	01/08/2014	Finalized draft of mail merge	2.00	\$75.00	\$150.00
Service	01/08/2014	Review letters to check payment amounts against spreadsheet; e-mail from Mr. Stephenson about addresses for class members; work on mailing with Ms. Miller; TC to Mr. Stephenson to discuss case; TC from Terry Cox about settlement; e-mail to Ms. Miller about formatting of letters	2.50	\$300.00	\$750.00
Service	01/09/2014	Prepared mailing of documents. Identified 14 past employees who needed to complete W-4s. Added W-4s to 14 of the packets along with return envelopes and letter of explanation.	3.00	\$75.00	\$225.00
Service	01/09/2014	E-mail to Ms. Miller about mailing; e-mail from Tom Stephenson about W-4s; e-mail to Mr. Stephenson; e-mail to FindLaw rep about putting documents on web-site; e-mail from FindLaw rep about web-site; e-mails to and from Ms. Miller about mailing	1.10	\$300.00	\$330.00
Service	01/10/2014	Stamped envelopes, delivered to post office for mailing.	2.00	\$75.00	\$150.00
Service	01/10/2014	TC from Charlie Mullinax regarding developments. Email to DER.	0.25	\$75.00	\$18.75
Service	01/10/2014	Jack T. McKinney stopped by the office to see what needed to be done regarding joining the class action lawsuit. Pulled his mailing packet, got proof of ID (driver's license), and gave packet to him personally rather than mailing.	0.25	\$75.00	\$18.75

	6:12-cv-	01405-TMC	Date Filed 01/14/14	Entry Number 38-5	Page 2	21 of 23	01/14/2014
Service	O1/10/2014 TC from Charlie Mullinax to discuss case; e-mail from Steve Savitz about distribution of checks; e-mail to Mr. Savitz; e-mails from Tom Stephenson about W-4s and distribution of checks; e-mail to Mr. Stephenson; TC to Tom Stephenson; work on mailings; prepare memo re: W-4s; e-mail to Ms. Miller about W-4 issue; e-mails to Ms. Miller about postage for mailing			3.70	\$300.00	\$1,110.00	
Service	01/11/2014	Work on attorney	fee motion and brief		1.00	\$300.00	\$300.00
Service	01/12/2014	E-mail from Tom motion and brief	Stephenson; e-mail to Steph	enson; work on attorney fee	7.70	\$300.00	\$2,310.00
Service	01/13/2014	TC with Wesley I be returned.	Mullinax regarding where doo	uments from mailing should	0.15	\$75.00	\$11.25
Service	01/13/2014	Office visit by Ted Nicholls wanting proof that he had already submitted his Consent to Join and was a part of the lawsuit. Printed copy of Docket No. 13 where Ted Nicholls was joined.				\$75.00	\$11.25
Service	01/13/2014	Office visit by Mitchell Hardin. Delivered his Consent to Join. Made copy for him to keep. Scanned Consent to Join to system and emailed a copy to DER. Entered information into Parties Spreadsheet.			0.15	\$75.00	\$11.25
Service	01/13/2014	TC from Gordon stating that he received the packet for another Smith and that his address is 100 Whistle Way. Mr. Smith is to come by the office to assist with corrections.			0.15	\$75.00	\$11.25
Service	01/13/2014	TC to Ms. Burnette and Mr. Arnold about affidavits; e-mails to Ms. Burnette and Mr. Arnold; TC to Mr. Mullinax about case; TC to Mr. Addis about case; work on attorney fee motion and brief; receive and review draft of declaration from Mr. Arnold; receive final declaration from Mr. Arnold			3.50	\$300.00	\$1,050.00
Service	01/14/2014	TC with Wesley I	Mullinax regarding mailing er	or	0.15	\$75.00	\$11.25
Service	01/14/2014		D. Smith, Jr. confirming that I irmed correct receipt of his pa		0.15	\$75.00	\$11.25

Quantity Subtotal

Services Subtotal \$85,800.00

\$75.00

\$300.00 \$1,110.00

\$37.50

0.50

3.70

319.75

### **Expenses**

Service

Service

01/14/2014

Туре	Date	Description	Quantity	Rate	Total
Expense	05/25/2012	Filing feeFederal Court	1.00	\$350.00	\$350.00
Expense	05/30/2012	Copies (33 @ \$0.20)	1.00	\$6.60	\$6.60
Expense	06/01/2012	PostageService on Defendant	1.00	\$13.65	\$13.65
Expense	10/01/2012	PostageMay 31, 2012 to Oct. 1, 2012	1.00	\$3.10	\$3.10
Expense	12/31/2012	PostageOct. 1, 2012 through Dec. 31, 2012	1.00	\$1.30	\$1.30
Expense	01/02/2013	524 pages @ .20 - discovery	1.00	\$104.80	\$104.80

Gordon Smith came by office to pick up his correct packet and return

Trevor Smith's packet. Remailed Trevor Smith's packet

new opt-in consent forms

01/14/2014 Finalize and file attorney's fee motion and attachments; prepare and file

	6:12-cv-	01405-TMC Date Filed 01/14/14 Entry Number 38-5	Page	22 of 23	01/14/2014
Expense	01/04/2013	Copies - 38 x .20	1.00	\$7.60	\$7.60
Expense	01/08/2013	Copies - 504 x .20	1.00	\$100.80	\$100.80
Expense	01/09/2013	Copies 120 @ .20	1.00	\$24.00	\$24.00
Expense	01/17/2013	Gallagher Court Reporting	1.00	\$2,253.30	\$2,253.30
Expense	01/28/2013	Copies 150 @ .20	1.00	\$30.00	\$30.00
Expense	03/05/2013	copies - 140 @ .20 = \$28	1.00	\$28.00	\$28.00
Expense	03/05/2013	Brian Murphy Law Firm (Mediation fees)	1.00	\$1,260.00	\$1,260.00
Expense	03/08/2013	25 copies @ .20 =	1.00	\$5.00	\$5.00
Expense	03/12/2013	Copies: 7 @ .20 = \$1.40	1.00	\$1.40	\$1.40
Expense	03/12/2013	Postage	1.00	\$1.12	\$1.12
Expense	03/13/2013	Copies: 227 @ .20 =	1.00	\$45.40	\$45.40
Expense	03/14/2013	Copies - 6 @ .20 = \$1.20	1.00	\$1.20	\$1.20
Expense	03/14/2013	Postage	1.00	\$1.12	\$1.12
Expense	03/31/2013	WestlawMar. 2013 (3/5/13, 3/19/13)	1.00	\$118.69	\$118.69
Expense	04/21/2013	WestlawJan. (1/2/13, 1/7/13, 1/8/13)	1.00	\$184.97	\$184.97
Expense	05/09/2013	Copies: 4 x .20	1.00	\$0.80	\$0.80
Expense	05/09/2013	Postage	1.00	\$0.46	\$0.46
Expense	06/14/2013	Copies: 12 x .20	1.00	\$2.40	\$2.40
Expense	01/07/2014	Copies: 1,200 x .20 [100 copies of the Notice of Proposed Settlement for mailing]	1.00	\$240.00	\$240.00
Expense	01/07/2014	Copies: 200 x .20 [letter to packet recipients]	1.00	\$40.00	\$40.00
Expense	01/10/2014	Copies: 42 x .20	1.00	\$8.40	\$8.40
Expense	01/10/2014	Postage: 14 x .46 (stamps)	1.00	\$6.44	\$6.44
Expense	01/10/2014	Postage: 14 x \$1.52	1.00	\$21.28	\$21.28
Expense	01/13/2014	Postage: 79 x \$.86	1.00	\$67.94	\$67.94
Expense	01/13/2014	Copies: 3 x .20	1.00	\$0.60	\$0.60
Expense	01/14/2014	Copies: 14 x .20	1.00	\$2.80	\$2.80
Expense	01/14/2014	Postage	1.00	\$0.86	\$0.86
Expense	01/14/2014	Copies: 5 x20	1.00	\$1.00	\$1.00

Expenses Subtotal \$4,935.03

Quantity Total 319.75

Subtotal \$90,735.03

Total \$90,735.03

6:12-cv-01405-TMC Date Filed 01/14/14 Entry Number 38-5 Page 23 of 23 01/14/2014

## **Detailed Statement of Account**

### **Current Invoice**

	Invoice Number	Due On	Amount Due	Payments Received	Balance Due
23		01/14/2014	\$90,735.03	\$0.00	\$90,735.03
				Outstanding Balance	\$90,735.03
				Amount in Trust	\$0.00
				Total Amount Outstanding	\$90.735.03